

## Miscellaneous.



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## BAXTER WAS FOUND GUILTY

SENTENCE DEFERRED PENDING  
APPEAL TO SUPREME COURT.

Bonds Fixed in Lee and Whitten Cases—  
Whitten Released Under \$5,000 Bonds—  
Lee Went Back to Jail—Reporter Turpin  
Fined \$50 and Costs—Mrs. Fields Secured  
Her Divorce.

William F. Baxter was late yesterday afternoon found guilty of having stolen a horse from Robert N. Barnes, a North Haven farmer, but sentence was deferred. The case was given to the jury at 12:30 o'clock yesterday, and just as the city hall clock tolled out the hour of 5 o'clock the jury filed into their seats, and in reply to a query from Clerk Ankettel announced a verdict of guilty. As soon as the verdict had been rendered Attorney Chase, who appeared for the accused, arose and made a motion to Judge Thayer for a stay of the sentence pending an appeal to the supreme court. Judge Thayer granted the motion, and the court adjourned sine die after having been in session ten days.

Earlier in the day Drs. J. Edward Lee and George E. Whitten were brought down from jail and pleaded not guilty to charges of murder in the second degree in causing the death of Maggie Schuch, convicted of criminal malpractice. Lee was represented by Attorney Chase and Whitten by Attorney A. D. Penney. Subsequently bonds were fixed at \$5,000 for each. Lucius B. Hinman, the real estate agent, qualified for Dr. Whitten, and he was released from custody. Dr. Lee was unable to obtain bonds and went back to jail. The cases will not be tried until the April term of the court.

Robert O. Turpin of the Waterbury Globe, convicted of criminal libel, was yesterday sentenced to pay a fine of \$50 and costs. The costs will amount to about \$100 more. Notice of appeal to the supreme court was filed, but it is believed that this will be withdrawn this morning and the fine and costs paid. If this is done the case will cost the Waterbury Globe about \$500.

James Campano, charged with criminal assault with intent to ravish, forfeited his bonds of \$300 furnished by Patrick Ryan.

Superior Court—Civil Side—Judge Ralph Wheeler.

In this court late yesterday afternoon Judge Wheeler rendered a decision in the divorce suit of Sarah J. Fields of Madison against her husband, C. Wilbur Fields, a Branford farmer. The allegations were intemperance and intolerable cruelty. The case was heard by Judge Wheeler Wednesday. Mrs. Fields, by the decision, is granted the divorce on both grounds. She is also awarded the custody of six minor children, and given \$600 alimony, which is decreed shall be paid by the defendant not later than the first Monday in April.

The short calendar session to-day again bids fair to be an unusually lengthy one. On the list there are no less than ten separate divorce cases, four of whom are New Haven applicants. The cases are as follows:

Mesham vs. the Connecticut Indemnity association; demurrer.

Maguire vs. Maguire; motion for a more specific statement.

Gooding vs. Gooding; motion for a bill of specifications, also motion for an allowance to defend.

Brown's appeal from probate; motion by Loren D. Carter to be cited in as a co-appellant.

Miller vs. the Raftle Manufacturing company; motion for additional orders.

Daley vs. Daley; motion for default for failure to file answer.

Dunlap vs. Merritt et al.; motion for the appointment of a committee.

Shaw vs. Rellly; motion that counterclaim and motion to make George E. Cole a party-plaintiff be erased.

Hogben vs. the Metropolitan Life Insurance company; motion that the bill of particulars be amended, December 31, 1894, be made more specific, and that certain portions thereof be stricken out and otherwise corrected.

Gannon et ux. vs. the Metropolitan Life Insurance company.

Ryan vs. Proctor; motion for judgment of foreclosure.

Phelan vs. the Journal Publishing company; motion for leave to amend complaint; also, demurrer.

Phelan vs. Gilbert; motion for a more specific answer.

Gunning vs. O'Sullivan; demurrer.

Ryder vs. Ryder, et al.; motion for default for failure to file answer.

Tefft, Weller & Co. vs. York, et al., executors; motion for non-suit for non-compliance.

Monson et ux. et al. vs. Wooding, administratrix; also, motion to expunge portions of the amended complaint.

Rodolph vs. Ross; motion for default for failure to file answer.

Wilkinson vs. Carney, et al.; motion for the acceptance of report of committee.

The New England Terminal bank company vs. the First National bank of South Norwalk; motion for order that plaintiff file with the clerk all of its books, accounts, vouchers and papers pertaining to its dealings with C. E. Olds and with Benedict, Pardee & Co.

O'Donnell vs. Sargent & Co.; demurrer.

Allen vs. Allen; motion for order that answer be filed.

Ex-parte divorce cases—Hawley vs. Hawley, Cain vs. Cain, Adams vs. Adams, Slason vs. Slason, Brown vs. Brown, Rauscher vs. Rauscher, Hitchcock vs. Hitchcock, Brownell vs. Brownell, Morin vs. Morin, Straley vs. Straley.

City Court—Criminal Side—Judge Cable.

Charles A. Hunt, theft and embezzlement, continued until January 13; John J. Grogins, violation of Sunday law, continued until January 26; George H. Mains, breach of the peace, continued until January 18.

Court Notes.

In the superior court yesterday the contested divorce suit of Bernice C. Smith, formerly of Fair Haven, against Jeremiah C. Smith was commenced and is still unfinished. It will be resumed to-morrow. Ex-Judge Deining appears for Smith and J. Blaney Tuttle for Mrs. Smith. The allegation is intolerable cruelty.

In the city court this morning the

preliminary trial of Lorenzo Caruso, the murderer of Raphael Delgreco, will be commenced. Last night subpoenas were issued for a number of new witnesses in the case.

## TAILORS ASSIGN.

Henry F. Smith & Co., tailors at 100 Orange street, made an assignment to the probate court yesterday morning, naming Jason P. Thomson as trustee. The liabilities of the company are \$8,000. The nominal assets are \$14,000.

Mr. Smith was for some time a cutter for Lucius Rowe in Fair Haven, and had a small interest in the concern. He made friends and carried on the business for himself at the old stand on Grand avenue for some time.

He then removed to New Haven and opened a tailoring establishment at 100 Orange street. It was two years ago that he opened up and he did an excellent business for a year or more. The decline in the prices of goods, after Mr. Smith had bought his stock, precipitated the failure. Mr. Smith has a stock which cost him \$6,000 in the store now, but it is not worth anywhere near what he paid for it. He has book accounts the face of which amount to nearly \$5,000, but the great difficulty experienced by men in all classes of trade in making collections interfered and Mr. Smith was unable to meet his obligations. Seeing this, he attempted to make a compromise with his creditors upon the basis of 50 cents on the dollar. His father intended to buy up all of the claims and have his son carry on the business.

Attorney J. P. Thomson has secured the agreement from most of the creditors to accept 50 per cent., but Wednesday a New York house threatened to attach the stock and this precipitated the failure. Attorney Thomson is named for trustee and a hearing will be held next Thursday morning upon the appointment of trustees. The liabilities amount to a little over \$8,000, but it is expected that a compromise will yet be effected, as the creditors have a kindly feeling for Mr. Smith in his misfortune.

The largest creditor is J. P. Ellison & Son, the Philadelphia Importers. Deputy Sheriff Chatfield, as an officer of the probate court, has charge of the store.

## COMMISSION FOR EFFECTING LOAN.

In the suit brought in the court of common pleas by C. K. Bush, receiver of the firm of Lee & Pallman, to recover commission on a \$5,000 loan from Josephine A. Pallman, the jury brought in a verdict of \$116.18 and costs for the plaintiff, instead of \$10 and costs, as was stated in this paper yesterday morning.

## THE DOUBLE ESTATE.

The time for the appointment of a trustee upon the insolvent estate of Mrs. J. P. Dibble, the dealer in art novelties on Chapel street, was extended by Judge Cleveland to next Thursday. A settlement upon a 25 per cent. basis is likely to be made.

## CORPORATION COUNSEL.

A Word About Mr. Ely of This City.

Yesterday's Winsted Herald remarks: "Mr. William H. Ely of New Haven has been elected corporation counsel by the board of councilmen of that city, his vote being 24 to 5 for his democratic competitor. Mr. Ely began the practice of law in Winsted, and after a time gave such evidence of success in his profession that an old established law firm in New Haven offered to take him into partnership. Having succeeded well in a little matrimonial partnership among the Berkshire Hills he evidently decided not to minimize his chances by declining to recognize the truth of the adage that 'two heads are better than one,' so off he went to the City of Elms, where he has been growing up with them. Mr. Ely's Winsted friends will be pleased to learn of his advancement in his profession, believing that he merits it by his ability."

## STATE MORTALITY.

Over One Thousand Deaths in December.

There were 1,064 deaths reported in the state during December. This was 191 more than in November, and 269 less than in December, 1893, and 154 less than the average number of deaths in December for the five years preceding the present.

In 1894 the number of deaths in the state was 13,395, being 1,291 less than in the previous year, and 413 less than the average for the last five years.

The death rate was 15.8 for the large towns, for the small towns 14.7 and 15.5 for the whole state.

The deaths from zymotic diseases were 144, being 13.5 per cent. of the total mortality.

The lowest death rate for 1,000 inhabitants was in Putnam, 7.1, the highest, 21.2, in Orange. New Haven's death rate was 15.9, Hartford's 15.3, Bridgeport's 15.2, Waterbury's 15.3, Meriden's 15.8, Middletown's 15.5, Danbury's 15.7, New Britain's 14.7, New London's 20.8, Norwalk's 15.8, Norwich's 18.8, Wallingford's 10.2, Ansonia's 16, Bristol's 17.7, Derby's 9.2, and Torrington's 15.

A Pleasant Surprise.

A pleasant surprise was given Mrs. James Bradenack of No. 29 Richards street Wednesday afternoon by a few of her lady friends—Mrs. Noyes, Mrs. West, Mrs. Pease, Mrs. Wile, Mrs. A. W. Foster, Miss H. Cho Smith and Mrs. John Bradenack. An excellent supper was furnished by the guests.

## A Wonderful Collection.

The grand army of bugs from all quarters of the globe, representing every country and clime from the Indies to the pole, is now quartered in Crown street. When you arrive at the beacon light, Church and Crown streets, look up and see. If stormy and dark pass under the arch. The row of lanterns will guide you through that point now accessible to the Grand Opera house.

Look, read and watch for the dress rehearsal given in the annex hall before the performance upstairs to-day, the 18th, when Professor Scholvin will give his interesting lecture on "Bugs" in the lecture hall. Free to patrons of the extra special matinee to-day, Friday, the 18th, at 2 p. m. Come early avoid the blockade and see the bugs free.

Nature's most mysterious marvels And Art's cunning skill, Are shown in Annex Hall, And from base to summit fill.

## FAIR HAVEN.

The Death of Willis Bunnell—Rev. Mr. Mitchell—Home Coming—Browns and Fairies—East Rock.

Home council No. 5, Brotherhood of Relief, has elected these officers: President, James D. Vanderbilt; vice president, C. T. Rhodes; secretary and treasurer, William S. Rowe; sick visiting committee, John W. Dixon, Charles Hotchkiss and John Way. The council has about \$70 in its treasury. It pays sick benefits of \$10 per week and a death benefit of \$50 on an assessment of \$1 for each member.

The Sunday school room of the Grand avenue Congregational church was crowded last evening on the occasion of the presentation of "The Browns and Fairies," which was given twice during Christmas week and with so much favor that the committee, consisting of Mrs. F. D. Fowler, Mrs. Wallace Hurbut and Miss Hattie Denison, were requested to have it repeated. The program was revised, the Christmas features omitted and several other excellent numbers added. Among the new features were the Browne school, with Frank Lowe as teacher, the drill, "the awkward squad" and all, etc. Among those taking part were Rita Smith, Fred and Arthur Bradenack, Walter and Fred Smith, Clifford Walker, Julie Brown, Kenneth Fowler, Charles Baldwin, Ethel Prince, Edna Simms, Gene Allen and Mabel Ford. The stage was very prettily arranged and the entertainment as a whole was a very great success.

Rev. J. Lee Mitchell, pastor of the Grand avenue Congregational church, at the banquet of the Connecticut Commercial Travelers' association held at the New Haven house last evening made an excellent speech in response to the toast "The Relation of the Commercial Travelers to the Church."

The walks yesterday morning and nearly all the forenoon were in a terribly icy and dangerous condition, save the few exceptions where sand and ashes were used to good advantage.

A son has been born to Mr. and Mrs. Frank Gihuly of 125 James street and Commissioner Gihuly becomes a grandfather, in which relation he is very proud.

Willis Bunnell died at Grace hospital Wednesday at the age of seventy-six years. He had been ailing with kidney troubles for two years, and was under treatment at the hospital for some six months, but of late years he had been at home on Exchange street. Mr. Bunnell was able to be out and around until about a week ago, when he was compelled to go back to the hospital. He is the last of a family of thirteen children. His brother Stephen was the first person buried in the Fair Haven Union cemetery. Mr. Bunnell's wife died several years ago, since which time he had made his home with his daughter, Mrs. Esther M. Russell, at 83 Exchange street. He leaves another daughter, Mrs. Frederick Allen, also of Fair Haven, and a son, William Bunnell. Mr. Bunnell was born and always resided in Fair Haven. He was a genial man and there was no resident better known. He was noted for being a rapid walker and several years ago he walked in Central hall 100 miles against time and won. He was noted for his ability to tell the dates of coins without looking at them. The funeral will be held at his late home this afternoon at 2:30 o'clock.

The annual installation of the officers of East Rock lodge was conducted last evening in Osborn hall. It was a public installation and the hall was crowded. From 8 to 8:30 there was a concert by an orchestra of eleven pieces and this was followed by the installation, which proved very interesting, and especially to those who saw the work for the first time. Afterward there were speeches by visiting members of the order. Mrs. Walter R. Downes sang a soprano solo and was enthusiastically encored, and James P. Parsons recited in an excellent manner. It was one of the best installation ceremonies East had charge of the exercises.

## AT MARQUAND CHAPEL TO-DAY.

A Lecture on Church Music.

A lecture, to which the public is invited, will be given in Marquand chapel this afternoon at 3 o'clock on "Church Music, the Old and the New" by Rev. Charles H. Richards, D. D., of Philadelphia. Dr. Richards lectured yesterday on "Lyrics of Faith or an Hour with the Hymn Writers."

## Emergency Hospital

Doctors and nurses realize the necessity